C.F. 71

1935

Department of Bd. of Rev.

OFFICE Sup. Rev.

STATION Madras.

Seen by M

D No. 438
Mis. (Stamps)

Dated 3-8-35

Rs 528
Rs 8/8

R 4 ©

S/SD

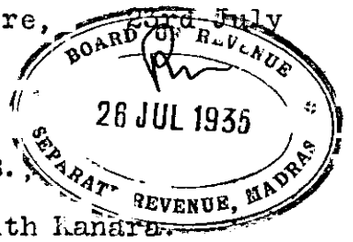
Pages in the file

(SUBJECT.)

Stamp duty — Pauper Suit — O.S. 16/34 — Sub Court, South Kanara — Irrecoverable — Written off.

R.O.C.1188-35-B4. South Kanara Collector's Office,

Mangalore, 23rd July 1935.



From

E. M. Gawne, Esquire, I.C.S.,

Collector of South Kanara.

2097

To

The Secretary to the Board,

Separate Revenue,

Madras.

Sir,

Stamps - Stamp duty - Court fee awarded to Government - pauper suit O.S.16/34 - Subordinate Court, South Kanara - recommended to be written off - sanction requested.

****

I enclose the records of enquiry relating to the execution of the decree in O.S.No.16/34 on the file of the Subordinate Court, South Kanara. pp.5-10 (I)

2. The decree directs that the plaintiff's next friend should pay to Government a sum of Rs.757.7.0 as the Court fee payable on the plaint. The plaintiff's suit was dismissed in this case with costs; the enquiry held shows that the plaintiff's next friend has no property either moveable or immoveable, and that there are no means of recovering the amount in any way. The Tahsildar of Puttur who has held personal enquiry in this case reports that the plaintiff has a right of redemption over some property which was conditionally sold by the plaintiff's father for Rs.23,000. The present value of this property is, however, only Rs.20,000 and as the right of redemption will mature only 35 years hence, the Tahsildar considers that it has no saleable value at all. p.7 (I) pp.14 & 22 (I) p.22 (I) do.

3. The amount due to Government has therefore to be written off. I request that the Board may be pleased to accord sanction to write off the amount agreeably to B.P.R.No.267 Mis., dated 5.11.1931. pp.43-44 (Y)

Your obedient servant,

Gawne

Collector.

KMM 23.7.35

C.R.2097 Mis./35-E.

M.I

[Stamp Duty — Pauper suit — O.S.16/34 — Sub-Court, South Kanara — Irrecoverable — Write-off.]

From the Collr. of South Kanara,

p.1 & R.Or. 1188-35-B4 & 23-7-35.

The Collr's letter on p.1 cf. is submitted for perusal. for orders whether in the circumstances reported therein the Court fees of Rs. 757-7-0 due to the Govt. may be written off.

p 7 (I)

26.7.35

26.7.35

28/7/35 — 31.7.35

S —

Sir,

Draft Reg. submitted below.

1.8.35 — 1/8/35

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..		
When copied		
When examined..		
When signed ..		
When despatched.		

SUBJECT:— Stamp duty — Pauper Suit —— O.S. 16/34 — Sub Court South Kanara Irrecoverable — Written off.

1 p/cf

READ ~~AGAIN~~ Letter No Rev. 1188-35-B4 & 23-7-35 of the Coll. of South Kanara, dated ____ 19____.

" " ____ " ____ 19____.

READ *ALSO*:—

No.____ From the ____, No.____, dated ____ 19____.

" ____ " ____ " ____ " ____ 19____.

" ____ " ____ " ____ " ____ 19____.

~~Order~~ ~~Ms.~~ / Resolution ~~Rout.~~ No. C.R. 2097 Mis. 35, dated ____ 19____.

The Bd. accords sanction to write off as irrecoverable the sum of Rs. 757-7-0 being the ~~Stamp~~ Court fees awarded to the Govt. in the above mentioned pauper suit.

Rec 1-8-35 18/8/35

Rs 757-7-0

To The Coll. of South Kanara
(with the Coll's file B-5-1564-35 returned by C.R.O.)

Type separately in duplicate: copy to the Secy. to the Govt., Law (Genl.) Dept. (with a copy of the Coll's letter)

↓ p.1 cf. to be attached.

List of enclosure to Board's Proceedings D.No.43
dis Stamps dated 3rd August 1935.

South Kan[illegible]
Collector's file S.5-1564-35
containing 39 pages.

Received

Forecollector

By the Secretary to the Board of Revenue
Separate Revenue
Madras